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ORDINANCE NUMBER XXXX

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GREENBELT, MARYLAND AUTHORIZING THE ACQUISITION BY NEGOTIATED PURCHASE OF CERTAIN REAL PROPERTY KNOWN AS 10-A CRESCENT ROAD, GREENBELT, MARYLAND WHICH IS NEEDED FOR A PUBLIC PURPOSE, NAMELY A MUSEUM, FOR TWO HUNDRED THOUSAND DOLLARS (\$200,000) PLUS RELATED COSTS

WHEREAS, the Council of the City of Greenbelt, Maryland (“the City”), pursuant to the authority conferred by Md. Local Government Code Ann. §5-204 “Legislative authority -- General powers of municipalities”, is empowered to acquire by conveyance or purchase any real or leasehold property needed for a public use; and

WHEREAS, §3 “Powers” of the Charter of the City of Greenbelt authorizes the City Council to acquire real, personal or mixed property for any public purpose; and to acquire by conveyance, purchase, condemnation or otherwise real, personal, or mixed property needed for any public purpose, in fee simple, lease or leasehold interest or estate or any other interest or estate; and to own, hold, manage or control, and to sell, lease, exchange, transfer, assign, mortgage, pledge, or dispose of any such real, personal, or mixed property or any interest therein as the interest of the city may require; to take by gift, grant, bequest, or devise and to hold real, personal or mixed property absolutely or in trust for parks or gardens, or for any public use upon such terms and conditions as may be prescribed by the grantor or donor, and accepted by the city; to provide for the proper administration of the same; and

WHEREAS, City Code, Chapter 6 “City-Operated Facilities”, Article III “Greenbelt Museum,” addresses the establishment and operation of a Greenbelt museum for the purpose of commemorating the history of the City of Greenbelt, its establishment as a model planned community, the citizens who contributed to the City, the life and times of the residents of Greenbelt, and for the exhibit and display of artifacts and memorabilia related thereto; and

WHEREAS, the Council is required to designate a building to be used as a museum and to provide for the operation of the museum; and

WHEREAS, the Greenbelt Museum is currently located at 10-B Crescent Road, Greenbelt, Maryland; and

WHEREAS, the property immediately adjacent to the Greenbelt Museum, 10-A Crescent Road, Greenbelt, Maryland, is available for purchase; and

WHEREAS, the Council of the City of Greenbelt deems it to be in the best interests of the City of Greenbelt to acquire certain real property located within the City known as 10-A Crescent Road (the "Property") for a museum, which the City Council of Greenbelt deem to be a public purpose; and

WHEREAS, the Property is presently owned by the Estate of Thomas R. Dwyer; and

WHEREAS, having received an appraisal, the City Council deems the Property to have substantial value to the City so as to justify the purchase of the Property from the Estate of Thomas R. Dwyer in the amount of \$200,000; and

WHEREAS, the City Council finds that it is in the best interest of the public and the City of Greenbelt to acquire the Property and to authorize the Mayor to submit a contract for the acquisition of the Property to the Estate of Thomas R. Dwyer in the amount of \$200,000, and to authorize the City Manager to sign and execute any additional documents necessary to effectuate the acquisition of the Property, should the City's Contract be accepted. NOW, THEREFORE,

BE IT ORDAINED by the Council of the City of Greenbelt, Maryland that:

1. The acquisition of the property known as 10-A Crescent Road, Greenbelt, Maryland for the purpose of a potential museum, which purpose is deemed a public purpose, is hereby approved; and
2. The Mayor is authorized to sign and execute a contract of sale for the Property in the amount of \$200,000 plus related costs which contract shall be in substantially the same form as that attached hereto as Exhibit A; and
3. The City Manager is authorized to sign and execute any additional documents that are necessary to effectuate the acquisition of the Property, should the City's contract be accepted.

Passed by the Council of the City of Greenbelt, Maryland, at its regular meeting of January 25, 2016.

Emmett V. Jordan, Mayor

ATTEST:

Cindy Murray, City Clerk